

**CHAPTER 67—H.F.No. 1188**

*An act relating to environment; regulating ash disposal from fire training exercises; amending Minnesota Statutes 2000, section 116.07, by adding a subdivision.*

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 2000, section 116.07, is amended by adding a subdivision to read:

Subd. 12. FIRE TRAINING ASH DISPOSAL. The ash from a legitimate fire training exercise involving the live burning of a structure is classified as demolition debris and may be disposed in any permit-by-rule land disposal facility authorized under agency rules or any permitted demolition land disposal facility, with the consent of the disposal facility operator, if a person certified by a Minnesota state college or university fire safety center certifies in writing in advance to the commissioner that the structure has been adequately prepared for such a training exercise, taking into account all applicable safety concerns and regulations, including pollution control agency guidelines regarding the removal of hazardous materials from training-burn structures before the training event.

**Sec. 2. EFFECTIVE DATE.**

Section 1 is effective the day following final enactment.

Presented to the governor April 30, 2001

Signed by the governor May 2, 2001, 2:56 p.m.

**CHAPTER 68—H.F.No. 1192**

*An act relating to education; permitting applicants for a temporary limited teaching license or a personnel variance to submit their application by July 1 in any year; directing the board of teaching to amend its rules to conform with the July 1 date; amending Minnesota Statutes 2000, section 122A.18, by adding a subdivision.*

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 2000, section 122A.18, is amended by adding a subdivision to read:

Subd. 7b. TEMPORARY LIMITED LICENSES; PERSONNEL VARIANCES. (a) The board of teaching must accept applications for a temporary limited teaching license beginning July 1 of the school year for which the license is requested and must issue or deny the temporary limited teaching license within 30 days of receiving the complete application.

(b) The board of teaching must accept applications for a personnel variance beginning July 1 of the school year for which the variance is requested and must issue

New language is indicated by underline, deletions by ~~strikeout~~.

or deny the personnel variance within 30 days of receiving the complete application.

**EFFECTIVE DATE.** This section is effective for the 2001-2002 school year and following.

**Sec. 2. BOARD OF TEACHING; RULES.**

The board of teaching shall amend Minnesota Rules, parts 8710.1250, subpart 3, and 8710.1400, subpart 3, to conform with section 1 by deleting "August 1" and inserting "July 1." This amendment may be done according to Minnesota Statutes, section 14.388, under authority of clause (3) of that section.

**EFFECTIVE DATE.** This section is effective the day following final enactment.

Presented to the governor April 30, 2001

Signed by the governor May 2, 2001, 2:58 p.m.

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**CHAPTER 69—H.F.No. 1522**

*An act relating to health; modifying requirements for full-time nursing home administrators; amending Minnesota Statutes 2000, section 144A.04, subdivision 5; repealing Minnesota Statutes 2000, section 144A.04, subdivisions 5a, 7a; Minnesota Rules, part 4658.0055, subpart 2.*

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 2000, section 144A.04, subdivision 5, is amended to read:

Subd. 5. **ADMINISTRATORS.** Except as otherwise provided by this subdivision, a nursing home must have a full time licensed nursing home administrator serving the facility. Notwithstanding sections 144A.18 to 144A.27, in any nursing home of less than 45 beds, the director of nursing services may also serve as the licensed nursing home administrator without being licensed as a nursing home administrator, provided the director of nursing services has passed the state law and rules examination administered by the board of examiners for nursing home administrators and maintains evidence of completion of 20 hours of continuing education each year on topics pertinent to nursing home administration. Two nursing homes under common ownership or management pursuant to a lease or management contract having a total of 150 beds or less and located within 75 miles of each other may share the services of a licensed administrator if the administrator divides the full-time work week between the two facilities in proportion to the number of beds in each facility. Every nursing home shall have a person-in-charge on the premises at all times in the absence of the licensed administrator. (a) Each nursing home must employ an administrator who must be licensed or permitted as a nursing home administrator by the board of examiners for nursing home administrators. The nursing home may share the services of a licensed administrator. The administrator must maintain a sufficient on-site

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